

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

Case No.: 3:12-bk-08073-JAF
Chapter 7

In Re:
Walter James Bakula, Sr.
and Virginia Rose Bakula,
Debtor(s)

**ORDER GRANTING MOTION TO DETERMINE
SECURED STATUS OF CLAIM HELD BY
CITIFINANCIAL AND TO STRIP LIEN EFFECTIVE UPON DISCHARGE**

On February 11, 2013, the Debtors filed a Motion to Determine Secured Status of Claim Held by Citifinancial and to Strip Lien Effective upon Discharge, pursuant to 11 U.S.C. §506.

The Court finds that:

1. The Debtors' Motion to Determine Secured Status of Claim Held by Citifinancial and to Strip Lien Effective upon Discharge was served upon all interested parties with the Local Rule 2002-4 negative notice legend informing the parties of their opportunity to object within thirty (30) days of the date of service;
2. No party filed an objection within the time permitted; and
3. The Court therefore considers the matter to be unopposed.

It is ORDERED:

- a. The Debtors' Motion to Determine Secured Status of Claim Held by Citifinancial and to Strip Lien Effective upon Discharge, is **GRANTED**.
- b. The mortgage held by Citifinancial dated March 26, 2007 is null and void and

shall be extinguished automatically, without further Court order, upon entry of an Order of Discharge pursuant to 11 U.S.C. §§ 727, 1141, or 1328.

c. The above-mentioned mortgage is recorded in Book 13893, Page 1325 of the current public records of Duval County, Florida, encumbering Debtors' real property, more particularly described as follows:

Lot 11, Wedgwood Estates, according to the plat thereof as recorded in Plat Book 45, pages 12, 12A, 12B, 12C and 12D of the current public records of Duval County, Florida.

Parcel Identification Number: 162204-9055

d. If this case is dismissed, the mortgage will no longer be void and shall be restored as a secured debt.

Done and Ordered in Jacksonville, Florida on April 4, 2013.


Jerry A. Funk

United States Bankruptcy Judge

Copies furnished to:

Debtors

Debtors' Attorney

Trustee

United States Trustee

Citifinancial, Inc., c/o Mary McDowell, CEO, 399 Park Avenue, New York, NY 10022

Citifinancial, Inc., 399 Park Avenue, New York, NY 10022

Citifinancial, Inc., 1185 Tolland Turnpike, Manchester, CT 06040

RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION
U.S. DIST. CT. NO. 13-7703